

**MINUTES OF THE COURT OF APPEAL  
STATE OF CALIFORNIA  
SECOND APPELLATE DISTRICT**

**June 15, 1998**

DIVISION ONE

B108792	Kessel	(Certified for Publication)
B110750	v. Leavitt, et. al.	

In No. B108792, the order granting the motion to vacate the judgment is reinstated. In No. B110750, the judgment of dismissal and order sustaining the demurrer without leave to amend are reversed. Plaintiff is awarded costs on appeal.

Ortega, Acting P.J.

We concur: Masterson, J.  
Dunn, J. (Assigned)

B115982	People	(Not for Publication)
	v. Johnson	

The judgment is modified to strike the section 12022, subdivision (a) enhancements from counts 1 and 2. In all other respects, the judgment is affirmed. The matter is remanded for the trial court to issue a new abstract of judgment, reflecting our modification, and to forward the new abstract to the Department of Corrections.

Ortega, J.

We concur: Spencer, P.J.  
Dunn, J. (Assigned)

June 15, 1998-Continued

DIVISION THREE

B113401      People                                  (Not for Publication)  
v.  
Martin Gerardo Hernandez

The Court:

The judgment is affirmed.

Klein, P.J., Kitching, J., Aldrich, J.

B116545 People (Not for Publication)  
v.  
Rudy Fierro Camarillo

The Court:

The judgment is affirmed.

Klein, P.J., Croskey, J., Aldrich, J.

B111860      People                                  (Not for Publication)  
v.  
Nicolas Czuczko

The judgment is modified to stay the term imposed for count 2 pending the finality of the judgment and completion of the term imposed for count 1, when such stay shall become permanent. As so modified, the judgment is affirmed. The trial court shall prepare and forward an amended abstract of judgment to the Department of Corrections.

Klein, P.J.

We concur: Aldrich, J.  
Goodman, J. (Assigned)

June 15, 1998-Continued

### DIVISION THREE (Continued)

B110628 People (Not for Publication)

V.

Percy Taylor, Jr.

The judgment is affirmed.

Klein, P.J.

We concur:   Croskey, J.

Aldrich, J.

B105615      People      (Not for Publication)

V.

# Stephen Francis Snow

The judgment is affirmed.

Klein, P.J.

We concur: Aldrich, J.

Goodman, J. (Assigned)

B116827 People (Not for Publication)

V.

Eric King

The judgment is affirmed.

Klein, P.J.

We concur: Aldrich, J.

Goodman, J. (Assigned)

June 15, 1998-Continued

DIVISION FIVE

B114466 People (Not for Publication)

V.

De Nhi Ly

The judgment is affirmed.

Grignon, J.

We concur:   Turner, P.J.  
                      Armstrong, J.

B109319 Victor Triana (Not for Publication)

V.

Ideal Limited Partnership et al.

The judgment is affirmed.

Grignon, J.

We concur:   Turner, P.J.  
                      Armstrong, J.

B113926 Rachel Connett (Not for Publication)

V.

Joseph A. Oliver, Jr. et al

The judgment is reversed. Defendants are to pay Connett's costs on appeal.

Grignon, Acting P.J.

We concur:    Armstrong, J.  
                          Godoy Perez, J.

### June 15, 1998-Continued

## DIVISION FIVE (Continued)

B117920 People (Not for Publication)

V.

Jamie Roger S.

The judgment is affirmed.

Godoy Perez, J.

We concur: Turner, P.J.

Grignon, J.

B108471 Kotler et al.

V.

Alma Lodge et al.

Filed order denying petition for rehearing.

B108555      Thoma A. Bockrath

V.

Aldrich Chemical Company et al.

Filed order denying petition for rehearing. Justice Godoy-Perez would grant.

DIVISION SIX

B115398      Andrews      (Not for Publication)

V.

## Beach House

The judgment is reversed. Costs on appeal are awarded to appellant.

Coffee, J.

We concur: Stone, P.J.

Gilbert, J.

### June 15, 1998-Continued

## DIVISION SIX (Continued)

B108605      People  
v.  
Herrera

Filed order modifying opinion. Petition for rehearing is denied. (No change in the judgment.)

B110878      Aaris      (Certified for Publication)  
v.  
Las Virgenes Unified School District

The judgment is affirmed. Costs to respondent.

Yegan, J.

We concur:    Gilbert, Acting P.J.  
                     Coffee, J.

B115397 People (Certified for Publication)  
v.  
Lopez

The judgment is affirmed.

Gilbert, J.

We concur:   Stone, P.J.  
                      Yegan, J.

B112969      Michie                                  (Not for Publication)  
v.  
Rummonds, Williams & Mair

The judgment is affirmed. Costs to respondent.

Stone, P.J.

We concur: Gilbert, J.  
Yegan, J.

DIVISION SIX (Continued)

B116828      San Luis Obispo County DSS      (Not for Publication)

v.

Robert G.

In re Tiffany G.

The judgment is affirmed.

Gilbert, J.

We concur:    Stone, P.J.

Yegan, J.

B110718      Steve Bubalo Construction Co.

v.

County of Los Angeles

Filed order modifying opinion. Petition for rehearing is denied. (No change in the judgment.)

B116723      People      (Not for Publication)

v.

Breaux

The judgments are affirmed.

Gilbert, J.

We concur:    Stone, P.J.

Coffee, J.

June 15, 1998-Continued

## DIVISION SIX (Continued)

B116055 People v. Houk (Not for Publication)

The judgment, including the restitution award, is affirmed.

Stone, P.J.

We concur:    Gilbert, J.  
                      Yegan, J.

B119037      People                                  (Not for Publication)  
v.  
Williams

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The judgment is affirmed.

Gilbert, Acting P.J.

We concur: Yegan, J.  
Coffee, J.

B120208      People                          (Not for Publication)  
v.  
Long

The judgment is affirmed.

Stone, P.J.

We concur: Yegan, J.  
Coffee, J.



June 15, 1998-Continued

## DIVISION SIX (Continued)

[illegible]

The judgments are affirmed.

Yegan, J.

We concur:   Stone, P.J.  
                      Coffee, J.

B118469 People (Not for Publication)  
v.  
Hernandez

The judgment is affirmed.

Yegan, J.

We concur:   Stone, P.J.  
                      Gilbert, J.

B118010      People                    (Not for Publication)  
v.  
Byrd

The judgment (order granting probation) is affirmed.

Yegan, J.

We concur:    Gilbert, Acting P.J.  
                     Coffee, J.

June 15, 1998-Continued

## DIVISION SIX (Continued)

B109702      Nilsen      (Not for Publication)  
v.  
Damron

The trial court's order is affirmed. Raymond is awarded his costs on appeal.

Stone, P.J.

We concur:    Gilbert, J.  
                      Coffee, J.

[illegible]

The judgment is affirmed.

Yegan, J.

We concur:   Stone, P.J.  
                      Coffee, J.

[illegible]

The judgment is affirmed.

Yegan, J.

We concur:   Stone, P.J.  
                      Coffee, J.

DIVISION SEVEN

B116145      Los Angeles County, D.C.S.      (Not for Publication)  
v.  
Pierre V. and Judy V.  
In re Joshua v. and Matthew V.

The orders of the juvenile court are affirmed. Each side to bear its own costs on appeal.

Johnson, J.

We concur: Lillie, P.J.  
Woods, J.

B119632      Teresa P.      (Not for Publication)  
v.  
Superior Court, Los Angeles County  
D.C.F.S., Los Angeles County

Because substantial evidence supports the juvenile court's order to conduct a hearing pursuant to section 366.26, the petition is denied on the merits. (See *In re Joanne Y.* (1992) 8 Cal.App.4th 433, 439; *In re Shaundra L.* 33 Cal.App.4th 303, 316.)

Neal, J.

We concur: Lillie, P.J.  
Woods, J.

B111068      Ortiz      (Not for Publication)  
v.  
Anheuser-Busch, Inc., et al.

The judgment is affirmed. Defendants shall recover their costs on appeal.

Neal, J.

We concur: Lillie, P.J.  
Woods, J.

DIVISION SEVEN (Continued)

[illegible]

The order of commitment is modified to award appellant aggregate commitment credit of 905 days, consisting of 787 days of custody credit and 118 days of conduct credit, against the maximum theoretical period of confinement. As modified, the judgment is affirmed. The superior court shall cause an amended abstract of judgment to be prepared and sent to the hospital.

Johnson, Acting P.J.

We concur: Woods, J.  
Neal, J.

B110574 People (Certified for Partial Publication)  
v.  
Lucero  
Maldonado

The judgment is affirmed.

Johnson, J.

We concur: Lillie, P.J.  
Woods, J.